

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CHIEF HEARING OFFICER DIRECTIVE

DOCKET NO. 2021-93-E ORDER NO. 2021-58-H

MAY 5, 2021

CHIEF HEARING OFFICER: David Butler

DOCKET DESCRIPTION:

Dominion Energy South Carolina, Incorporated's Request for "Like Facility" Determinations Pursuant to S.C. Code Ann. § 58-33-110(1) and Waiver of Certain Requirements of Commission Order No. 2007-626

MATTER UNDER CONSIDERATION:

Petition to Intervene of South Carolina Coastal Conservation League ("CCL") and Southern Alliance for Clean Energy ("SACE") (or together, the "Conservation Groups")

CHIEF HEARING OFFICER'S ACTION:

This matter comes before the Chief Hearing Officer on the Petition to Intervene of South Carolina Coastal Conservation League and Southern Alliance for Clean Energy. The Petition is timely filed, and no objections to the intervention have been filed.

After it has been determined that the Petition has been timely filed, the next question for the Commission is to determine whether or not the petitioning party has clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that a party making a Petition to Intervene in a matter pending before the SC Public Service Commission must:

set forth clearly and concisely:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;**
- (b) The grounds of the proposed intervention;**
- (c) The position of the petitioner in the proceeding.**

CCL asserts that it is a nonprofit organization whose mission is to protect the natural environment of the South Carolina coastal plain and to enhance the quality of life in their communities by working with individuals, businesses and government to ensure balanced solutions. CCL supports the development of energy policy that is in the public interest of South Carolinians. CCL has members from across the State, including members who receive electricity service from DESC and will be impacted by the decisions made in this proceeding. CCL states that DESC's proposed Peaker Plan will shape the Company's supply-side resource portfolio and affect the cost of electricity.

SACE states that it is a nonprofit organization whose mission is to promote responsible and equitable energy choices to ensure clean, safe and healthy communities throughout the Southeast. SACE and its members are interested in promoting greater reliance on clean energy resources to meet the South's energy needs. Like CCL, SACE has members from across the state, including members who receive electricity service from DESC and will be impacted by the decisions made in this proceeding. SACE states that DESC's proposed Peaker Plan will shape the Company's supply-side resources portfolio and affect the cost of electricity.

Through their involvement with this proceeding, petitioners state that they seek to promote the adoption of near-term renewables and clean energy alternatives, as well as transparent and robust resource planning. Petitioners assert that they also seek to ensure that DESC is undertaking an EPA-compliant planning process in which it properly considers and accurately estimates the cost of alternative supply and demand resources before investing further in gas-fueled replacement generation. CCL and SACE believe that participation in this proceeding is aimed at supporting clean energy decisions that will lead to cleaner, safer, and healthier communities for all South Carolinians.

From these facts, this Hearing Officer holds that CCCL/SACE has successfully satisfied the three criteria for intervention stated in the Regulation. The Conservation Group's interest in this matter can clearly be discerned, as can the grounds for the intervention, and their position.

Further, the Petition to Intervene was timely filed and there are no objections to the intervention. Accordingly, the Petition to Intervene of CCCL/SACE is hereby granted in this Docket. This ends the Chief Hearing Officer's Directive.